1927

# Department of Excise

OFFICE of the Commr. of Excise

STATION Madras

R. No. 1069 alkari

Note seen by C

Dated 28-5-27

| To whom sent | | Date | Initial. |
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(SUBJECT.)

Crime - alkari CR 17/27-28 - Mangalore circle - charge against the third accused withdrawal - permission - accorded

C.F. 32

EXCISE DEPARTMENT.

In reply, please quote number, date and short title.

Received 5-MAY 1927 Registered

BOARD OF EXCISE MADRAS

From (Name) C. B. Bendnell Esquire,

(Designation) Assistant Commissioner of Excise,

Post Box ....., (Station) West-Coast Division, Cannanore

*Telegraphic Address* .....

4191

To The Commissioner of Excise,

MADRAS.

R.C.R. No. 544/27, dated 1--5--'27, 192

Sir,

Enclosures pp2-3CF

Spare Copies .....

* Reference:-Mangalore Inspector's reference on abkr C.R.No.17/27-28 dated 22-4-1927.

pp2-3CF In his letter referred to above the Ins Mangalore Circle reports that on 8-4-27 at 8 P.M. acting Sub-Inspector, T.M.Parameswaran Pillay of Bulky Range detected a case of illicit distillation of cashew arrack in Talipadi village arresting 3 persons of whom the 3rd accused escaped fro lawful custody and that the remaining two accused were produced before him on 10-4-27 and were charged before the 2nd class Magistrate Mangalore to stand their trial. He further reports that the 3rd accused whose name was reported by the Sub Inspect as Jakku Bhatte was also included in the charge sheet as he was one of the reported offenders, but now requests that permission may be granted to withdraw the charge against the man as the Sub Inspector has since brought to his notice that the man who escaped from his lawful custody is not the identical Jakku Bhat who was reported by him as the 3rd accused. The Sub Inspector has also stated in his report that there is no other man in the village who goes by the name of Jakku Bhatte. In the above circumstances I request that permission may be kindly granted withdraw the charge against the 3rd accused. A copy of the Inspector's letter referred to above and a copy of the Sub-Inspector's report in the matter are herewith submitted for perusal. p3cf

2. I have directed the Inspector to report the result of the police investigations into the escape of the 3rd accused from lawful custody which will intimated to you

For Assistant Commissioner

T M/3-5-1927.

Copy of Bangalore Inspector's letter R.O.C.No.17 Abkari/27-28 dated 22-4-1927.

Acting Sub Inspector, T.N.Parameswara Pillai of Mulki Range, reported a case of illicit distillation of cashew arrack in Talipadi village in the act of distillation in the open on 8-4-27 at 8 P.M. arresting 3 persons of whom 3rd accused by name Jakka Batta, son of Belthu Batta of Talipadi village escaped from lawful custody. He brought accused Nos.1 and 2 in custody to Bangalore on 10-4-27 as they had no bail. I enquired into the case. Both the 1st and 2nd accused admitted the offence of distillation and they were charged before the II Class Magistrate, Bangalore to take their trial on 11-4-27 as 10th was a Sunday and when they were about to be sent in custody before the Magistrate two Roman Catholic Christians came and stood surety for them.

In the charge sheet in the case sent to the Magistrate I included the name of all the 3 accused and made a remark that the 3rd accused escaped from lawful custody and that he will be seperately charged. I included the name of the 3rd accused as he is one of the reported offenders and as his non inclusion in the charge sheet may not prejudice the prosecution. The Sub Inspector of Mulki Range now reports under date 20-4-27 that the 3rd accused Jakka Batta is not the identical person who escaped from lawful custody on the night of detection of the case and that he was guided by the informer and the other two accused about his name. He requests that the name Jakka Batta may be deleted from the P.1 and his name withdrawn from the charge sheet. He also adds that he is making enquiries about the 3rd accused who is said to be a younger, stouter and taller than the one reported by him.

The Mulki police are investigating into the report sent by the Sub Inspector regarding the escape of the 3rd accused from lawful custody.

In the circumstances reported by the Sub Inspector, I request permission to withdraw the name of the third accused

Jakka ...

Jakku Batta from the charge sheet filed in the Court.

A copy of the Sub Inspector's report is enclosed.

Sd/-K.R.Chidambara Iyer
24-4-1927
Inspector

Copy to II Class Magistrate, Mangalore who is requested to stay any further proceedings against the III accused.

Copy of Mulki Range Sub Inspector's report dated 20-4-27 to the Inspector, Mangalore Circle.

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With reference to C.R.No.17/27-28, I beg to report that Jakku Batta reported by me as the III accused who escaped from custody is not identical with the person who actually escaped. The person who escaped is a younger man, stouter and taller than the person who goes by the name of Jakku Batta. It was night time and I was not able to find out the identity of the 3rd accused who really escaped. The name Jakku Batta was given to me by the informer and the other two accused. But on seeing Jakku Batta I find now that he is not the same who escaped on the night of offence.

I request that the name Jakku Batta included by me as the 3rd accused may be deleted from the P.1 and the charge against him withdrawn from the court of the II Class Magistrate, Mangalore.

On enquiry I also find that there is no other man in the village who goes by the name of Jakku Batta. I am any how making necessary enquiries to find out the real offender.

Sd/-T.N.Parameswara Pillai
20-4-27
Sub Inspector of Excise,
Mulki.

(true copy)

Asst Assistant Commissioner

G.V. 16—5,84,259—17-12-31. (5)

# OFFICE NOTE.

AS/S/[illegible]/7

SUBJECT

Crime - alkari cR 17/27-28 - Mangalore circle - charge against the third accused - withdrawal - permission requested.

From

A.C West coast Dn

C Register No. 4191 alk/27

pp 1-3 CF

Please see the letter from the A.C. West coast Dn requesting permission to withdraw the charge against the third accused in alkari cR 14/27 of Mangalore circle from the file of the 2nd class Magte. Mangalore. The case was one of

p 2 CF

~~possession of~~ illicit distillation of cashew arrack in Jalipadi village detected by the S.I. Mulki range at 8 P.M. on 8-4-27. Three person were arrested by the S.I, one of whom namely

— do —

the third accused escaped from lawful custody. The Insp. Mangalore circle who enquired into the case charged the first two accused before the 2nd class Magte

— do —

Mangalore and included the name of the third accused (as reported by the S.I) in the charge-sheet with the remark that the third

escaped from lawful custody and were
separately charged. The S.I. reports that a
the time of detection was a night, he could
not exactly identify the third accused at
me but that he got the name of the third
om the informer and the other two accused
also reports that after seeing Jakku Ba
he finds that he is not the person that
escaped from lawful custody on the night of
t that the third accused was a younger
aller and stouter man than Jakku Batta.
t is also reported by the S.I. that there is
ther person in the village of Talipati bearing
e name of Jakku Batta. The A.C. and th
Inspr. recommend that the charge against the
third accused may be withdrawn

It will be observed that the Inspr
has not charged the third accused but has only
included the name of the third accused in the
charge-sheet with the remark that he will be
separately charged. In view of the fact that
no charge is framed against the third accused,
there necessity to withdraw the charge
against him. According to the Inspr's remarks
in the charge-sheet, he has to send in a P2
separate report to the Magte. about the third
accused. and this report will may be awaited by the Magte

before we take ~~any~~ action against the two accused. The Inspr. may now be asked to send in his further report to the Magt stating that the real offender is now being traced out by the Police.. for orders.

It does not appear that this will amount a withdrawal of charge requiring Govt sanction

E.V. 9.5.27 ED 1857

In the circumstances report of mistaken identity on the part of the ~~two~~ ~~pers~~ & the fact that no man of the name of the 3rd accused Lakka / answering to the d/s description is reported to exist in the Village and attempts are being made to trace the real Culprit, permission delete his name ~~for~~ ~~in the~~ included tentatively in the Charge Sheet may be granted as asked for.

Ag 52 9/5/27 NB

15

C.F. 31

Revenue **DEPARTMENT.**

ASST. SECRETARIAT GOVT. 20 JUL 1927 REVENUE DEPARTMENT

CURRENT No. 2875C 20.7.27

*Received* ..... 192 *Registered* 20-7-27 192

*Subject.*

Buildings Government (Bellary) Collector's Office - Portion occupied by the Local Fund Audit Department - Repairs.

ENCLOSURES
No.
Spare copies

Reference No. E.3516-27-3

*Station* Madras, *Dated the* 16th July 1927

From W.Scott Brown Esquire, I.C.S.,
Secretary,
Land Revenue. and
The Board of Revenue, ~~Revenue~~ Settlement, etc.
~~Separate Revenue.~~

H.G.Stokes Esquire, C.I.E., I.C.S.,
Commissioner of Land Revenue.

~~Resolution~~
Reference.

With reference to Government Memo.No.2283-C/27-3 Revenue, dated 9th July 1927 the Board submits that in reply to Board's exchange reminder, dated 8-7-1927, the Collector of Chingleput states that he has called for certain records from the District Inspector of Local Fund Accounts, Saidapet and that the information called for by Government in their Memo. No.2283 C/27-2 Revenue, dated 13th June 1927 will be submitted as soon as the records are received.

18-7-27.
For Secretary.

To the Secretary to Government, Revenue Department

H.P. 18/7

DRAFT FOR APPROVAL

Inclosures.

Despatch No

When given to fair

Fair-copied by

Fair -copy compared by AS pp 1-2 CF

When despatched 5

Office.

C Register No. 4191 alk/27, dated

From A.C. Westcoast Dn R.C.R 544/27 dated 1-5-27

Subject.

Crime - alkari CR 17/27-28 - Mangalore circle - charge against the third accused - withdrawal To - permission - accorded.

THE

From orders on note below

Recgs.

In the circumstances reported by the A.C, permission is accorded for the withdrawal of the ~~charge~~ name ~~from the charge~~ against the third accused ~~in alkari~~ CR 17/27-28 of the Mangalore circle, ~~from the file of the 2nd class Mag Mangalore~~.

tentatively included in alkari the charge sheet in

SV [illegible] RG RM

The A.C [illegible] ✓

From (Name) C. B. Beadnell Esquire,

(Designation) Assistant Commissioner of Excise,

Post Box_____, (Station) West Coast Division, Cannanore.

*Telegraphic Address*_____

To The Commissioner of Excise,

M A D R A S.

OFFICE OF THE COMMISSIONER
1 JUN 1927
ABSTRACT
5036
ENCLOSURES
SPARE COPIES

R.C.R. No. 844/27, dated 30-5-1927

Sir,

Ref/ 1-2 (V)

Reference:—this office letter R C R 844/27 dated 1- withdrawal of charge against 3rd accused in C.R. 17/27-28 of Mangalore Circle.

In continuation of my letter referred to above I have to inform you that the complaint of the Sub-Inspector to the police in the matter of the escape of the 3rd accused in the case from lawful custody was treated by the Police as undetected. A copy of the police Sub Inspector's report in the matter is herewith submitted for information.

For Assistant Commissioner.

T N/ -6-1927

Copy of Mulki S.I.'s Police Sub Inspector's report dated 1

The complaint of Police Sub Inspector at the station (F I 17/27 Sec.323 I.P.C) was treated as undetected and F report has been submitted to the Sub Magistrate after usual notice was served on the complainant Sub Inspector. In the complaint offered at the station, the Police Sub Inspector accused Jacob Bhatt S/O Britha Bhatte of having escaped fr lawful custody and in his subsequent statement, the Sub-Inspector stated that the accused named by him in his compl is innocent, that it was not Jacob Bhatte but some other per who escaped, that police officer against Jacob Bhatta was w drawn and that he cannot name the real accused now identified

was submitted to the Sub Registrate, Bangalore on 28-4-1927

Sd/- A.Vaithilingam
12-5-27
Sub Inspector of
Police

(true copy)

For Assistant Commissioner

AS/S T M/ -5-1927.

Sir,

Submitted for perusal. The current may be filed with the connected papers

15.6.27 11 AM 17/6/27